Dana A. Kravetz, Esq. (State Bar. No. 179718)
Mona Z. Hanna, Esq. (State Bar No. 131439)
Marc R. Jacobs, Esq. (State Bar No. 185924)
MICHELMAN & ROBINSON, LLP
15760 Ventura Boulevard, 5th Floor
Encino, California 91436
Tel: (818) 783-5530 / Fax: (818) 783-5507
E-mail: dkravetz@mrllp.com
mhanna@mrllp.com

Attorneys for Plaintiffs EVANSTON INSURANCE CO. and MARKEL SHAND, INC.

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

EVANSTON INSURANCE CO., an Illinois corporation; MARKEL SHAND, INC., an Illinois corporation, Plaintiffs, vs. BYRON & EDWARDS, APC; BYRON EDWARDS MOSTOFI, APC; MICHAEL M. EDWARDS, ESQ., an individual; THOMAS W. BYRON, ESQ., an individual; and DOES 1-50, inclusive, Defendants.	Case No.: 08CV407BTMLSP **JOINT *F.R.C.P.* RULE 26(f) REPORT**

TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT Plaintiffs EVANSTON INSURANCE

CO. and MARKEL SHAND, INC. (hereinafter collectively "Plaintiffs"), and Defendants BYRON & EDWARDS, APC, BYRON EDWARDS MOSTOFI, APC, MICHAEL M. EDWARDS, ESQ., and THOMAS W. BYRON, ESQ. (hereinafter collectively "Defendants"), by and through their counsel, hereby submit the following Joint *F.R.C.P.* Rule 26(f) report:

1. **Rule 26(f) Meeting of Counsel**:

Pursuant to *Fed.R.Civ.P.* 26(f), a meeting was held on July 16, 2008 at 11:00 am by telephone conference, as counsel for the parties are located in different cities, and was attended by:

Dana A. Kravetz, Esq. for Plaintiffs.

Mona Z. Hanna, Esq. for Plaintiffs.

Kevin V. DeSantis, Esq. for Defendants.

James A. McFaul, Esq. for Defendants.

2. **Pre-Discovery Disclosures**:

The parties will exchange, by July 28, 2008, the information required by Fed.R.Civ.P. 26(a)(1).

3. **Discovery Plan**:

The parties jointly propose to the court the following discovery plan:

A. The parties shall propound initial written discovery on or before August 1, 2008, with additional or supplemental written discovery permitted, governed by the Federal Rules of Civil Procedure and Court's Local Rules, and subject to the discovery cut-off date of February 27, 2009 set forth in Paragraph F below;

B. Responses to initial written discovery shall be served on or before September 3, 2008;

C. Depositions shall commence September 15, 2008;

D. Expert witness designations including experts' written reports, to be served on or before January 5, 2009;

E. Supplemental Expert designation(s), if any, including experts' written reports, to be served on or before February 4, 2009;

F. All discovery, including expert depositions, to be completed on or before February 27, 2009;

G. The last day to notice, file and serve motions shall be April 20, 2009, although the date of hearing(s) for any such motion(s) that are noticed, filed and served on or prior to April 20, 2009, may take place after April 20, 2009, as the Court's calendar may allow.

Dated: July 23, 2008

MICHELMAN & ROBINSON, LLP

By: ______________________

Dana A. Kravetz, Esq.
Mona Z. Hanna, Esq.
Marc R. Jacobs, Esq.
Attorneys for Plaintiffs EVANSTON INSURANCE CO. and MARKEL SHAND, INC.

Dated: July 23, 2008

BUTZ, DUNN & DESANTIS, APC

By: ______________________

Kevin V. DeSantis, Esq.
James A. McFaul, Esq.
Attorneys for Defendants BYRON & EDWARDS, APC, BYRON EDWARDS MOSTOFI, APC, MICHAEL M. EDWARDS, ESQ., and THOMAS W. BYRON, ESQ.

PROOF OF SERVICE

Evanston Insurance, et al v. Byron & Edwards, et al.
USDC Southern District, Case No. 08CV407BTMLSP

STATE OF CALIFORNIA)) ss. COUNTY OF LOS ANGELES)

I am employed in the office by a member of the bar of this Court in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 15760 Ventura Boulevard, Suite 500, Encino, California 91436.

On **July 28, 2008**, I served the foregoing document described as: **JOINT F.R.C.P. RULE 26(f) REPORT** on the interested parties in this action, addressed to the following addressees:

SEE ATTACHED SERVICE LIST

[ ] **BY MAIL:** I caused such envelope to be deposited in the mail at Encino, California. The envelope was mailed with postage thereon fully prepaid. I am "readily familiar" with the law firm's practice of collection and processing correspondence for mailing. Under the practice, it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Encino, California, in the ordinary course of business. I am aware that on motion of a party served, service is presumed invalid if the postal cancellation date or postage meter is more than one day after the date of deposit for mailing the affidavit.

[X] **VIA ELECTRONIC MAIL** I caused electronic service to the above-named person(s) who has previously agreed to receive documents via electronic mail, to the e-mail address as shown below, on the date and time listed below. A true copy of the above described document(s) was transmitted by electronic transmission through the United States District Court CM/ECF program, which did not report any error in sending the transmission.

I declare that I am employed in the offices of a member of the bar of this court at whose direction the service was made.

Executed on **July 28, 2008**, at Encino, California.

Marc R. Jacobs, Esq.

SERVICE LIST

Evanston Insurance, et al v. Byron & Edwards, et al.
USDC Southern District, Case No. 08CV407BTMLSP

Kevin V. DeSantis, Esq.
James A. McFaul, Esq.
BUTZ DUNN DESANTIS
101 W Broadway, Suite 1700
San Diego, CA, 92101-8289
Phone Number: (619) 233-4777 / Fax Number: (619) 231-0341
E-mail: kdesantis@butzdunn.com
ATTORNEYS FOR DEFENDANTS BYRON & EDWARDS, APC; BYRON EDWARDS MOSTOFI, APC; MICHAEL M. EDWARDS, ESQ, and THOMAS W. BYRON